

19:51

+47-22-59-89-42

FORSKNINGSSTIFTELSEN

SIDE 84

**ATCC**

19001 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-3700 • FAX: 703-365-3745

**BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF  
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE****INTERNATIONAL FORM****RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3  
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2****To: (Name and Address of Depositor or Attorney)**

Cyrtain Fedstad  
The Norwegian Radium Hospital  
Dept. of Tumor Biology  
Institute for Cancer Research  
Montebello, N-0310  
Oslo Norway

Deposited on Behalf of: The Norwegian Radium Hospital, Oslo, Norway

**Identification Reference by Depositor:**

Mouse Hybridoma: BM-7

**Patent Deposit Designation**

PTA-5632

The deposit was accompanied by:   a scientific description     a proposed taxonomic description indicated above  

The deposit was received November 5, 2003 by the International Depository Authority and has been accepted.

**AT YOUR REQUEST:** ☒ **We will inform you of requests for the strain for 30 years.**

The strain will be made available if a patent office, signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested November 11, 2003. On that date, the culture was viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

Maria Harris  
Maria Harris, Patent Specialist, ATCC Patent Depository

Date: December 23, 2003

cc: Onsgaard, Merchant &amp; Gould

**BEST AVAILABLE COPY**

USPTO  
TO: John Gresens COMPANY:

10/7/2004 12:40 PM PAGE 1/003

Fax Server

RECEIVED  
CENTRAL FAX CENTER

NOV 05 2004

**Patent Technology Center 1600****Facsimile Transmission**

To: Name: John Gresens  
Company:  
Fax Number: 1-612-332-9081  
Voice Phone:

From: Name:  
Official Fax Number: (703) 872-9306  
Official After Final Fax Number: (703) 872-9307  
Voice Phone:

37 C.F.R. 1.8 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

**Fax Notes:**

---

Please deliver directly to Susan Wang

---

Date and time of transmission: Thursday, October 07, 2004 12:39:52 PM  
Number of pages including this cover sheet: 03

---

USPTO  
John Gresens COMPANY:

10/7/2004 12:40 PM PAGE 2/003

Fax Server

Examiner-Initiated Interview Summary	Application No.	Applicant(s)	
	09/125,751	FODSTAD ET AL	
	Examiner Susan Ungar	Art Unit 1642	

**All Participants:** (1) Susan Ungar (2) John Gresens

**Status of Application:** \_\_\_\_\_ (3) \_\_\_\_\_ (4) \_\_\_\_\_

**Date of Interview:** \_\_\_\_\_ **Time:** \_\_\_\_\_

**Type of Interview:**  
☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☒ Applicant's representative)

**Exhibit Shown or Demonstrated:** ☐ Yes ☒ No  
If Yes, provide a brief description: \_\_\_\_\_

**Part I.**  
**Rejection(s) discussed:**  
*All pending*

**Claims discussed:**  
*All pending*

**Prior art documents discussed:**

**Part II.**  
**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**  
*See Continuation Sheet*

**Part III.**  
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

\_\_\_\_\_  
(Examiner/SPE Signature)

\_\_\_\_\_  
(Applicant/Applicant's Representative Signature - If appropriate)

USPTO  
J: John Gresens COMPANY:

10/7/2004 12:40 PM PAGE 3/003

Fax Server

Continuation Sheet (PTOL-413B)

Application No. 09/125,751

Continuation of Substance of Interview including description of the general nature of what was discussed. It appears that the claims would be allowable if the claims were amended, for example to delete the comma and "and" in line 9 of claim 1 (and parallel amendments were done in other claims reciting identical language) and substituting therefore the phrase "further comprising". In addition, amendment of the claims to delete the term "same target" and substitute therefore EGP2 and MUC1, further, amending the claims to delete reference to "other carcinomas", and amending claim 21 to delete reference to MUC2 and 3. Examiner will further consider the case if these amendments are considered and allow the case pending that review and interference search.

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**